

CLOSED,PROSE-PR,TYPE I-FOIA

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:14-cv-02157-EGS**

CORLEY v. HOLDER et al
Assigned to: Judge Emmet G. Sullivan
Cause: 05:552 Freedom of Information Act

Date Filed: 12/22/2014
Date Terminated: 03/29/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

ROYCE CORLEY

represented by **ROYCE CORLEY**
R68011-054
FCI PETERSBURG – LOW
Federal Correctional Institution
P.O. Box 1000
PETERSBURG, VA 23804-1000
PRO SE

V.

Defendant

ERIC H. HOLDER, JR.
Attorney General

represented by **Britney Berry**
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Violent Crimes & Narcotics Trafficking
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TERMINATED: 12/29/2015

Defendant

PREET BHARARA
United States Attorney

represented by **Britney Berry**
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Patricia K. McBride
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Jodi George
 (See above for address)
 TERMINATED: 12/29/2015

Defendant

JAMES B. COMEY
 FBI Director

represented by **Britney Berry**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Patricia K. McBride
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 LEAD ATTORNEY
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Jodi George
 (See above for address)
 TERMINATED: 12/29/2015

Defendant

UNITED STATES OF AMERICA

represented by **Britney Berry**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Patricia K. McBride
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Jodi George
 (See above for address)
 TERMINATED: 12/29/2015

Date Filed	#	Docket Text
12/22/2014	<u>1</u>	COMPLAINT against PREET BHARARA, JAMES COMEY, ERIC H. HOLDER, JR, UNITED STATES OF AMERICA (Filing fee \$ 0.00) filed by ROY CORLEY. (Attachments: # <u>1</u> Civil Cover Sheet)(jf,) (Entered: 12/23/2014)
12/22/2014		SUMMONS (5) Issued as to PREET BHARARA, JAMES COMEY, ERIC H. HOLDER, JR, UNITED STATES OF AMERICA, U.S. Attorney and U.S. Attorney General (jf,) (Entered: 12/23/2014)
12/22/2014	<u>2</u>	MOTION for Leave to Proceed in forma pauperis by ROY CORLEY (jf,) (Entered: 12/23/2014)
12/22/2014	<u>3</u>	ORDER directing an initial partial filing fee in the amount of \$25.61 from Prison Account of Royce Corley; further ordered, granting <u>2</u> Motion to proceed in forma pauperis. Signed by Judge Ketanji Brown Jackson on 12/19/2014. (see order for full detail) (jf,) (Entered: 12/23/2014)
12/22/2014	<u>4</u>	MOTION to Compel by ROY CORLEY (jf,) (Entered: 12/23/2014)
12/23/2014		NOTICE: <u>3</u> Order Was Mailed to DANBURY FEDERAL CORRECTIONAL INSTITUTION and ROY CORLEY at court's address of record. (mac) (Entered: 12/23/2014)

01/07/2015		SUMMONS (4) REISSUED as to PREET BHARARA, JAMES COMEY, ERIC H. HOLDER, JR, UNITED STATES OF AMERICA, and non-parties U.S. Attorney. (md,) (Entered: 01/07/2015)
01/12/2015	<u>5</u>	SUPPLEMENT to re <u>1</u> Complaint filed by ROYCE CORLEY. (jf,) (Entered: 01/13/2015)
02/20/2015	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 02/13/2015. (jf,) (Entered: 02/23/2015)
03/09/2015	<u>7</u>	MOTION to Amend/Correct <u>3</u> Order Directing Prisoner Payment, by ROYCE CORLEY (jf,) (Entered: 03/11/2015)
04/01/2015		MINUTE ORDER denying <u>7</u> Plaintiff's Motion to Amend the Order assessing an initial partial filing fee pursuant to the Prison Litigation Reform Act ("PLRA"). The Court has no authority to reduce the amount assessed in accordance with the formula set out at 28 U.S.C. § 1915(b), which "calls for collection of the required monthly installments only if the amount in a prisoner's account exceeds \$10." Pinson v. Samuels, 761 F.3d 1, 9 (D.C. Cir. 2014). Furthermore, the D.C. Circuit has concluded that the PLRA's fee requirements apply "on a per case basis." Id. SO ORDERED. Signed by Judge Emmet G. Sullivan on 4/1/15.(ah) (Entered: 04/01/2015)
04/01/2015		NOTICE: Minute Order Filed on 4/1/15 mailed to ROYCE CORLEY at court's address of record. (mac) (Entered: 04/01/2015)
04/06/2015	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 02/13/2015. (jf,) (Entered: 04/07/2015)
04/07/2015	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/25/2015. Answer due for ALL FEDERAL DEFENDANTS by 4/24/2015. (jf,) (Entered: 04/08/2015)
04/14/2015	<u>10</u>	NOTICE of Appearance by Jodi T. George on behalf of All Defendants (George, Jodi) (Entered: 04/14/2015)
04/22/2015	<u>11</u>	MOTION for Extension of Time to File Answer by UNITED STATES OF AMERICA (George, Jodi) (Entered: 04/22/2015)
05/07/2015	<u>12</u>	MOTION for Extension of Time to <i>Respond to the Complaint and Plaintiff's Motion to Compel Vaughn Index</i> by ERIC H. HOLDER, JR (George, Jodi) (Entered: 05/07/2015)
05/08/2015	<u>13</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. JAMES COMEY served on 5/6/2015 (td,) (Entered: 05/11/2015)
05/15/2015	<u>14</u>	Memorandum in opposition to re <u>12</u> MOTION for Extension of Time to <i>Respond to the Complaint and Plaintiff's Motion to Compel Vaughn Index</i> filed by ROYCE CORLEY. (jf,) (Entered: 05/18/2015)
06/01/2015		MINUTE ORDER granting nunc pro tunc <u>11</u> Defendants' Motion for Extension of Time to respond to the complaint. SO ORDERED. Signed by Judge Emmet G. Sullivan on 6/1/15.(ah) (Entered: 06/01/2015)
06/01/2015		MINUTE ORDER granting, over the plaintiff's objection, <u>12</u> Defendants' Motion for an Extension of Time to June 8, 2015, to respond to the complaint. SO ORDERED. Signed by Judge Emmet G. Sullivan on 6/1/15.(ah) (Entered: 06/01/2015)
06/01/2015		Set/Reset Deadlines: Answer due by 6/8/2015. (mac) (Entered: 06/01/2015)
06/01/2015		NOTICE: Minute Orders Filed 6/1/15 mailed to ROYCE CORLEY at court's address of record. (mac) (Entered: 06/01/2015)
06/05/2015	<u>15</u>	<i>Defendants'</i> ANSWER to <u>1</u> Complaint by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit A)(George, Jodi) (Entered: 06/05/2015)
06/05/2015	<u>16</u>	Memorandum in opposition to re <u>4</u> MOTION to <i>Compel Vaughn Index</i> filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Text of Proposed

		Order)(George, Jodi) (Entered: 06/05/2015)
06/15/2015	<u>17</u>	REPLY to opposition to re <u>4</u> MOTION to Compel filed by ROYCE CORLEY. (jf) (Entered: 06/17/2015)
07/01/2015		MINUTE ORDER: Upon consideration of plaintiff's motion to compel a Vaughn index and defendants' opposition and proposed schedule, it is ORDERED that plaintiff's motion <u>4</u> is DENIED, and defendants' motion for summary judgment is due by July 17, 2015. SO ORDERED. Signed by Judge Emmet G. Sullivan on 7/1/15.(ah) (Entered: 07/01/2015)
07/01/2015		Set/Reset Deadlines: Summary Judgment motions due by 7/17/2015. (mac) (Entered: 07/01/2015)
07/01/2015		NOTICE: Minute Order Filed 7/1/15 mailed to ROYCE CORLEY at court's address of record. (mac) (Entered: 07/01/2015)
07/17/2015	<u>18</u>	MOTION for Summary Judgment by UNITED STATES OF AMERICA (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration Hardy, # <u>3</u> Declaration Sassok, # <u>4</u> Declaration Stone, # <u>5</u> Declaration Hodge, # <u>6</u> Statement of Facts)(George, Jodi) (Entered: 07/17/2015)
07/20/2015	<u>19</u>	Order advising the plaintiff to respond by August 31, 2015, to the defendant's motion for summary judgment or risk entry of judgment for the defendants on what will be treated as a conceded motion (see attached order for details). Signed by Judge Emmet G. Sullivan on 7/20/15.(ah) (Entered: 07/20/2015)
07/22/2015		Set/Reset Deadlines: Plaintiff Response due by 8/31/2015 (mac) (Entered: 07/22/2015)
07/22/2015		NOTICE: <u>19</u> Order mailed to ROYCE CORLEY at court's address of record. (mac) (Entered: 07/22/2015)
08/24/2015	<u>20</u>	Memorandum in opposition to re <u>18</u> MOTION for Summary Judgment filed by ROYCE CORLEY. (jf) (Entered: 08/25/2015)
08/24/2015	<u>21</u>	MOTION for Partial Summary Judgment, MOTION for Leave to Discovery by ROYCE CORLEY (jf) . (Entered: 08/25/2015)
08/31/2015	<u>22</u>	MOTION for Extension of Time to <i>File Response to Plaintiff's Opposition to Defendant's Motion for Summary Judgment, Plaintiff's Cross Motion for Partial Summary Judgment, and Plaintiff's Motion for Leave to Take Discovery</i> by UNITED STATES OF AMERICA (George, Jodi) (Entered: 08/31/2015)
09/02/2015		MINUTE ORDER granting <u>22</u> Defendants' Motion for an Extension of Time to October 2, 2015, to file reply and opposition to plaintiff's motion. SO ORDERED. Signed by Judge Emmet G. Sullivan on 9/2/15.(ah) (Entered: 09/02/2015)
09/02/2015		Set/Reset Deadlines: Defendant Reply due by 10/2/2015. (mac) (Entered: 09/02/2015)
09/02/2015		NOTICE: Minute Order Filed on 9/2/2015 mailed to ROYCE CORLEY at courts' address of record. (mac) (Entered: 09/02/2015)
09/21/2015	<u>23</u>	NOTICE by ROYCE CORLEY (jf) (Entered: 09/25/2015)
10/02/2015	<u>24</u>	REPLY to opposition to motion re <u>18</u> MOTION for Summary Judgment filed by ERIC H. HOLDER, JR. (Attachments: # <u>1</u> Declaration David Hardy)(George, Jodi) (Entered: 10/02/2015)
10/02/2015	<u>25</u>	Memorandum in opposition to re <u>21</u> MOTION for Partial Summary Judgment MOTION for Leave to Discovery filed by ERIC H. HOLDER, JR. (Attachments: # <u>1</u> Declaration David Hardy)(George, Jodi) (Entered: 10/02/2015)
10/02/2015	<u>26</u>	NOTICE of Errata by ERIC H. HOLDER, JR re <u>18</u> MOTION for Summary Judgment (Attachments: # <u>1</u> Errata declaration with exhibits and MSJ)(George, Jodi) (Entered: 10/02/2015)
12/11/2015	<u>27</u>	EXHIBIT 10 by ROYCE CORLEY. (jf) (Entered: 12/15/2015)
12/29/2015	<u>28</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Britney Berry on behalf of All Defendants Substituting for attorney JODI GEORGE (Berry, Britney) (Entered: 12/29/2015)

		12/29/2015)
03/30/2016	<u>29</u>	MEMORANDUM OPINION AND ORDER granting in part and denying in part <u>18</u> Defendant's Motion for Summary Judgment; denying <u>21</u> Plaintiff's Motion for Partial Summary Judgment and for Leave to Take Discovery; directing Defendant to supplement the record by May 23, 2016, and to promptly file the FBI's Bates-numbered documents (see written opinion and order for details). Signed by Judge Emmet G. Sullivan on 3/30/16.(ah) (Entered: 03/30/2016)
03/31/2016		Set/Reset Deadlines: Defendant to Supplement Record due by 5/23/2016. (mac) (Entered: 03/31/2016)
04/12/2016	<u>30</u>	EXHIBIT 11 by ROYCE CORLEY. "Leave to file GRANTED" signed by Judge Emmet G. Sullivan on 04/11/2016 (jf) (Entered: 04/12/2016)
04/13/2016	<u>31</u>	NOTICE of Appearance by Patricia K. McBride on behalf of All Defendants (McBride, Patricia) (Entered: 04/13/2016)
05/23/2016	<u>32</u>	Vaughn Index EOUSA from DOJ. (Attachments: # <u>1</u> Supplement Supplemental Vaughn, # <u>2</u> Appendix Bates pages)(McBride, Patricia) (Entered: 05/23/2016)
06/16/2016	<u>33</u>	NOTICE by ROYCE CORLEY "Let this be filed as Notice" by Judge Emmet G. Sullivan (zrdj) (Entered: 06/17/2016)
07/22/2016	<u>34</u>	NOTICE by ROYCE CORLEY. "Let this be filed as a Notice" signed by Judge Emmet G. Sullivan on 07/21/2016 (jf) (Entered: 07/22/2016)
08/08/2016	<u>35</u>	Second MOTION for Summary Judgment by PREET BHARARA, JAMES B. COMEY, ERIC H. HOLDER, JR, UNITED STATES OF AMERICA (Attachments: # <u>1</u> Declaration Supplemental Stone Declaration)(McBride, Patricia) (Entered: 08/08/2016)
08/11/2016	<u>36</u>	Order advising plaintiff to respond by September 26, 2016, to Defendants' Renewed Motion for Summary Judgment or risk entry of judgment for the defendants on what will be treated as a conceded motion (see written order for details). Signed by Judge Emmet G. Sullivan on 8/11/16.(ah) (Entered: 08/11/2016)
08/11/2016		Set/Reset Deadlines: Plaintiff Response to Defendants' Renewed Motion For Summary Judgment due by 9/26/2016 (mac) (Entered: 08/11/2016)
09/29/2016	<u>37</u>	Memorandum in opposition to re <u>35</u> Second MOTION for Summary Judgment filed by ROYCE CORLEY. (jf) (Entered: 10/03/2016)
09/29/2016	<u>38</u>	MOTION for Partial Summary Judgment, MOTION for Leave to Take Discovery by ROYCE CORLEY (jf) (Entered: 10/03/2016)
03/30/2017		Minute Order staying case pending resolution of <u>35</u> Second Motion for Summary Judgment. Signed by Judge Emmet G. Sullivan on 3/30/2017. (lcegs1) (Entered: 03/30/2017)
03/30/2017		Case Stayed (mac) (Entered: 03/30/2017)
11/16/2017	<u>39</u>	MEMORANDUM OPINION AND ORDER lifting stay; granting in part and denying in part <u>35</u> Defendant's Renewed Motion for Summary Judgment; denying <u>38</u> Plaintiff's Motion for Partial Summary Judgment and for Discovery; directing Defendant to supplement the record by December 29, 2017 (see written opinion and order for details). Signed by Judge Emmet G. Sullivan on 11/16/17.(ah) Modified event title on 11/17/2017 (znmw). (Entered: 11/16/2017)
12/28/2017	<u>40</u>	NOTICE by PREET BHARARA, JAMES B. COMEY, ERIC H. HOLDER, JR, UNITED STATES OF AMERICA (Attachments: # <u>1</u> 2nd Supp. Decl of Princina Stone, # <u>2</u> 2nd Supp. Vaughn Index)(McBride, Patricia) (Entered: 12/28/2017)
04/27/2018		MINUTE ORDER: Defendants have filed a Notice of Filing to Supplement the [Evidentiary] Record <u>40</u> with regard to EOUSA's withholdings in this FOIA case, but they have not moved for dispositive relief. Defendants shall file a motion for summary judgment no later than May 21, 2018. SO ORDERED. Signed by Judge Emmet G. Sullivan on 4/27/18.(ah) (Entered: 04/27/2018)

04/30/2018		Set/Reset Deadlines: Defendant Motion For Summary Judgment due by 5/21/2018. (mac) (Entered: 04/30/2018)
05/18/2018	<u>41</u>	MOTION for Extension of Time to <i>file Defendant's Renewed Motion for Summary Judgment</i> , by PREET BHARARA, JAMES B. COMEY, ERIC H. HOLDER, JR, UNITED STATES OF AMERICA (Attachments: # <u>1</u> Text of Proposed Order)(McBride, Patricia) (Entered: 05/18/2018)
05/21/2018		MINUTE ORDER granting <u>41</u> Defendants' Motion for an Extension of Time to June 12, 2018, to file renewed motion for summary judgment. SO ORDERED. Signed by Judge Emmet G. Sullivan on 5/21/18.(ah) (Entered: 05/21/2018)
05/21/2018		Set/Reset Deadlines: Defendant Renewed Summary Judgment Motion due by 6/12/2018. (mac) (Entered: 05/21/2018)
06/12/2018	<u>42</u>	Second MOTION for Summary Judgment by PREET BHARARA, JAMES B. COMEY, ERIC H. HOLDER, JR, UNITED STATES OF AMERICA (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts)(McBride, Patricia) (Entered: 06/12/2018)
06/13/2018	<u>43</u>	Vaughn Index . (Attachments: # <u>1</u> Declaration 2nd Suppl. Stone Decl., # <u>2</u> Exhibit 2nd Discl. Letter)(McBride, Patricia) (Entered: 06/13/2018)
06/13/2018	<u>44</u>	Order advising plaintiff to respond by July 27, 2018, to defendants' second renewed motion for summary judgment, or risk entry of judgment for the defendants based solely on the uncontested assertions (see document for details). Signed by Judge Emmet G. Sullivan on 6/13/18.(ah) (Entered: 06/13/2018)
06/13/2018		Set/Reset Deadlines: Plaintiff Response To Defendants' Second Renewed Motion For Summary Judgment due by 7/27/2018 (mac) (Entered: 06/13/2018)
07/11/2018	<u>45</u>	Memorandum in opposition to re <u>42</u> Second MOTION for Summary Judgment filed by ROYCE CORLEY. (jf) (Entered: 07/12/2018)
07/11/2018	<u>46</u>	Cross MOTION for Partial Summary Judgment, MOTION for Leave to take Discovery by ROYCE CORLEY (jf) (Entered: 07/12/2018)
10/09/2018	<u>47</u>	NOTICE of Change of Address by ROYCE CORLEY. (tth) (Entered: 10/12/2018)
03/29/2019	<u>48</u>	ORDER granting <u>42</u> Defendants' Renewed Motion for Summary Judgment; denying <u>46</u> Plaintiff's Motion for Partial Summary Judgment and for Discovery; entering judgment for the defendants on all claims and closing the case, for the reasons stated in the Memorandum Opinion issued separately this day and in the Memorandum Opinions filed on November 16, 2017, and March 30, 2016. Signed by Judge Emmet G. Sullivan on 3/29/19.(ah) (Entered: 03/29/2019)
03/29/2019	<u>49</u>	MEMORANDUM OPINION accompanying final order issued separately this day. Signed by Judge Emmet G. Sullivan on 3/29/19.(ah) (Entered: 03/29/2019)